

**POWER OF ATTORNEY OR  
AUTHORIZATION OF AGENT**

Application Number	09/441392
Filing Date	November 16, 1999
First Named Inventor	Lazzeroni
Group Art Unit	2743
Examiner Name	Unassigned
Attorney Docket Number	110-028

I hereby appoint:

☐ Practitioners at Customer Number 

OR

☒ Practitioner(s) named below:Place Customer  
Number Bar Code  
Label here

Name	Registration Number
Antonio R. Durando	28,409
William A. Birdwell	27,181
Garth E. Janke	40,662
Gavin J. Milczarek-Desai	45,801

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

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☐ Practitioners at Customer Number Place Customer  
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Individual Name

Durando Birdwell &amp; Janke, PLC

Address 2929 E. Broadway Boulevard

Address

City Tucson State AZ ZIP 85716

Country US

Telephone (520) 881-9442 Fax (520) 881-9448

I am the:

☒ Applicant/Inventor.☐ Assignee of record of the entire interest. See 37 CFR 3.71.

Certificate under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

**SIGNATURE of Applicant or Assignee of Record**

Name Melinda Carevich

Signature

Date 01-30-02

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☒ \*Total of 2 forms are submitted.

Please type a plus sign (+) inside this box



PTO/SB/81 (02-01)  
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<input checked="" type="checkbox"/> Firm or Individual Name	Durando Birdwell & Janke, PLC				
Address	2929 E. Broadway Boulevard				
Address					
City	Tucson	State	AZ	ZIP	85716
Country	US				
Telephone	(520) 881-9442	Fax	(520) 881-9448		

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**SIGNATURE of Applicant or Assignee of Record**

Name	John Lazzeroni
Signature	
Date	01-30-02

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☒ \*Total of 2 forms are submitted.

Burden Hour Statement: This form is estimated to take 3 minutes to complete. Time will vary depending upon the needs of the individual case. Any Comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

**Change Of Attorney Or Agent's Address In Application  
(37 CFR 1.8(a))**

Docket No.  
**P 6145.62003**

In Re Application Of: **Lazzeroni et al.**

Serial No.  
**09/441,392**

Filing Date  
**November 16, 1999**

Examiner  
**Nguyen, Tuan Duc**

Group Art Unit  
**2643**

Invention: **HELMET HEADSET SYSTEM AND METHOD**

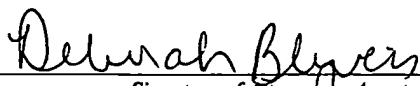
**TO THE COMMISSIONER FOR PATENTS**

Please send all correspondence for this application to:

**William A. Birdwell  
Birdwell, Janke & Durando, PLC  
1100 SW Sixth Avenue, Suite 1400  
Portland, OR 97204**

Please direct all telephone calls to:

**William A. Birdwell  
(503) 228-1841**

  
*Signature of Attorney or Agent of Record*

Dated: **August 12, 2003**

**Deborah Blyveis, Reg. No. 47,337  
Birdwell, Janke & Durando, PLC  
1100 SW Sixth Avenue, Suite 1400  
Portland, OR 97204  
(503) 228-1841**

*Registration Number & Address of Attorney or Agent of Record*

I certify that this document is being deposited on  
**August 12, 2003** with the U.S. Postal Service as first  
class mail under 37 C.F.R. 1.8 and is addressed to the  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA  
22313-1450.

  
*Signature of Person Mailing Correspondence*

**Chris Pellechi**

*Typed or Printed Name of Person Mailing Correspondence*



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/441,392	11/16/1999	JOHN J. LAZZERONI	110-028

CONFIRMATION NO. 4265



\*OC00000007575616\*

Durando Birdwell & Janke, PLC  
2929 E. Broadway Boulevard  
Tucson, AZ 85716

Date Mailed: 03/04/2002

## NOTICE REGARDING POWER OF ATTORNEY

This is in response to the Power of Attorney filed 02/19/2002.

The Power of Attorney in this application is accepted. Correspondence in this application will be mailed to the above address as provided by 37 CFR 1.33.

TRACIE R ROBERTSON  
2600 (703) 305-0500

ATTORNEY/APPLICANT COPY

RECEIVED  
MAR 08 2002

62003

## DECLARATION AND POWER OF ATTORNEY

As the below-named inventor, I hereby state and declare as follows:

My residence, post office address and citizenship are stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter that is claimed and for which a patent is sought on the invention and application entitled, "HELMET HEADSET SYSTEM AND METHOD," the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby declare that all statements made herein are of my own knowledge, are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.


I hereby appoint Stephen T. Sullivan (Reg. No. 32,444) as my attorney with full power of substitution and revocation, to prosecute this application and any continuation, divisional or continuing prosecution application of this application, and to transact all business in the U.S. Patent and Trademark Office connected therewith.

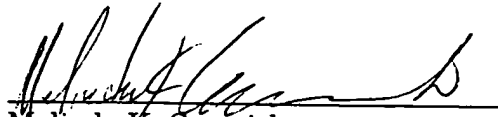
Please direct all correspondence as follows:

Stephen T. Sullivan  
SULLIVAN LAW GROUP  
5060 North 40th Street, Suite 120  
Phoenix, Arizona 85018-2140  
Telephone (602) 956-6161  
Facsimile (602) 956-6262

INVENTOR

INVENTOR

  
John J. Lazzeroni  
Residential and post office address:  
1415 South Cherry Avenue  
Tucson, Arizona 85713-1997  
Citizenship: U.S.A.  
Date: November 11, 1999

  
Melinda K. Carevich  
Residential and post office address:  
1415 South Cherry Avenue  
Tucson, Arizona 85713-1997  
Citizenship: U.S.A.  
Date: November 11, 1999

Applicants: John J. Lazzeroni and Melinda K. Carevich  
Serial No.: Unassigned  
Filed: November 11, 1999  
For: "HELMET HEADSET SYSTEM AND METHOD"

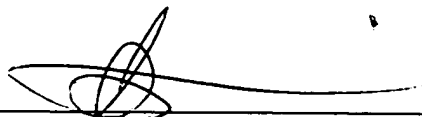
**VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS  
(INDEPENDENT INVENTORS)**

We, John J. Lazzeroni and Melinda K. Carevich, the named inventors for the referenced patent application and the owners of the entire right, title and interest in the application by assignment, hereby declare under 37 C.F.R. § 1.27(b) that we qualify as independent inventors as defined in 37 C.F.R. § 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, to the U.S. Patent and Trademark Office with regard to the invention entitled: "HELMET HEADSET SYSTEM AND METHOD."

We have not assigned, granted, conveyed or licensed, and we are under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 C.F.R. § 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 C.F.R. § 1.9(d), or to a nonprofit organization under 37 C.F.R. § 1.9(e).

We acknowledge the duty to file, in connection with this application or patent, notification of any change in status resulting in the loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. § 1.28(b).)

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statement may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.



John J. Lazzeroni  
1415 South Cherry Avenue  
Tucson, Arizona 85713-1997



Melinda K. Carevich  
1415 South Cherry Avenue  
Tucson, Arizona 85713-1997

Date: November 11, 1999

Applicants: John J. Lazzeroni and Melinda K. Carevich  
Serial No.: Unassigned  
Filed: November 11, 1999  
Entitled: "HELMET HEADSET SYSTEM AND METHOD"

**VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS  
(SMALL BUSINESS CONCERN)**

I, John J. Lazzeroni, on behalf of J&M Corporation (hereinafter "J&M"), and pursuant to 37 C.F.R. §§ 1.9(f) and 1.27(c), hereby declare that J&M qualifies as a small business concern as defined at 37 C.F.R. § 1.21.3-18 [37 C.F.R. § 1.9(d)] for purposes of paying the lower small entity fees under 35 U.S.C. § 41(a).

1. The number of employees of J&M, including those of its affiliates, does not exceed 500 people. In making this statement, the number of employees has been determined by taking the average number of employees over J&M's previous fiscal year of the people employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year. Concerns are assumed to be affiliates of each other for purposes of this statement when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties control or have the power to control both concerns.

2. J&M has acquired or otherwise owns an interest in the captioned patent application and any United States patents that may issue directly or indirectly from that application.

3. No rights in the patent application or the invention claimed in it are held by any individual or concern, other than the inventors, who could not qualify as a small business concern under 37 C.F.R. § 1.9(d), or by any nonprofit organization as defined in 37 C.F.R. § 1.9(e).

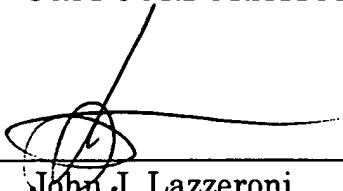
4. I acknowledge J&M's duty pursuant to 37 C.F.R. § 1.28(b) to submit to the U.S. Patent & Trademark Office notification of any change in small business concern status that would result in a loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which J&M no longer qualifies as a small business concern.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under Section 1001 of Title 18 of the United States Code, and that such willful false

statements may jeopardize the validity of the patent application, any patent issuing on it, or any patent to which this Verified Statement is directed.

J&M CORPORATION

Date: November 11, 1999



\_\_\_\_\_  
John J. Lazzeroni  
President  
1415 South Cherry Avenue  
Tucson, Arizona 85713-1997